

Counsel for Highland Capital Management, L.P.

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

HIGHLAND CAPITAL MANAGEMENT, L.P.,¹

Debtor.

Plaintiff,

HIGHLAND CAPITAL MANAGEMENT FUND
ADVISORS, L.P., NEXPOINT ADVISORS, L.P.,
HIGHLAND INCOME FUND, NEXPOINT
STRATEGIC OPPORTUNITIES FUND,
NEXPOINT CAPITAL INC., AND CLO
HOLDCO, LTD.,

Defendants.

§ Chapter 11
§
§ Case No. 19-34054-sgj11
§
§
§
§
§ Adversary Proceeding No.
§
§ 21-03000-sgj

DOCS NY:43355.2 36027/002

DEBTOR'S NOTICE OF DEPOSITIONS

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Bankruptcy Procedure 7030, incorporating by reference Federal Rule of Civil Procedure 30(b)(6), Highland Capital Management, L.P., the debtor and debtor-in-possession (the “Debtor”) in the above-captioned chapter 11 case (“Bankruptcy Case”) and the plaintiff in the above-captioned adversary proceeding (the “Adversary Proceeding”), shall take the deposition of the following five individuals in connection with *Plaintiff Highland Capital Management, L.P.’s Verified Original Complaint for Declaratory and Injunctive Relief* [Docket No. 1]² (the “Complaint”):

1. Bob Froehlich on **June 18, 2021**, commencing at **10:00 a.m. (Central Time)**;
2. Ethan Powell on **June 18, 2021**, commencing at **1:00 p.m. (Central Time)**;
3. Bryan Ward on **June 21, 2021**, commencing at **10:00 a.m. (Central Time)**;
4. John Honis on **June 21, 2021**, commencing at **1:00 p.m. (Central Time)**; and
5. Edward Constantino on **June 22, 2021**, commencing at **10:00 a.m. Central Time**.

The depositions will be taken remotely via an online platform due to the coronavirus pandemic such that no one will need to be in the same location as anyone else in order to participate in the depositions and by use of Interactive Realtime. Parties who wish to participate in the depositions should contact **John A. Morris**, Pachulski Stang Ziehl & Jones LLP, at jmorris@pszjlaw.com **no fewer than 48 hours before the start of the depositions** for more information regarding participating in these depositions remotely.

² Refers to the docket number maintained in the Adversary Proceeding.

Dated: June 11, 2021.

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